

ORDINANCE NO. 411

AN ORDINANCE enacted by the Mayor and Council of Pocomoke City to amend Chapter 195 of the Pocomoke City Code (“Solid Waste”) relating to the collection of bulk items.

WHEREAS, the City, as a service to its residents, has in the past collected bulk items and large branches, etc., on the second Wednesday of each month; and

WHEREAS, this Ordinance is intended to establish certain regulations related to such collections.

NOW, THEREFORE, be it enacted and ordained by the Mayor and Council of Pocomoke that Section 195 of the Pocomoke City Code (“Solid Waste”) be amended as follows:

1. Amending Section 195-2.A to read:

No collections shall be made from industrial establishments; commercial establishments or other establishments operating for a profit, other than apartment houses, boarding houses or rooming houses of four (4) units or

2. Deleting the second sentence of Section 195-6.A which reads:

Large branches, trimmings and hedge and bush clippings will be collected periodically upon published notice for disposal by chipping.

3. Adding a new Section 195-7.F which reads:

Large branches, trimmings and hedge and bush clippings will be collected for disposal by chipping on the second Wednesday of the month or at such other times as are published. Such items shall not be placed at the curb or roadside or alley before six p.m. of the Monday before the scheduled bulk collections. Branches with diameter in excess of eight (8) inches shall not be accepted.

4. Adding a new Section 195-7.G which reads:

Other bulk items, such as ordinary household furniture and appliances, will be collected for disposal on the second Wednesday of the month or at such other times as are published. However no more than ten (10) items will be accepted and such items shall not be placed at the curb or roadside or alley before six p.m.. of the Monday before the scheduled bulk collection. Items not acceptable for collection include automobile parts, tires, construction materials, dangerous or hazardous materials, and other items which may be added to this list or published in the future.

5. Amending Section 195-8 to read:

Any violation of this chapter shall constitute a municipal infraction, subject to fines as provided in the City Fees, Charges and Rates Schedule, adopted by resolution of the City Council from time to time. Citations and proceedings involving municipal fractions shall be governed by Article 23A, Section 3(b) of the Annotated Code of Maryland, 1957, and all amendments thereto.

This ordinance shall take effect thirty (30) days following passage and publication.

If this ordinance amendment or any portion thereof is held to be invalid by any court or competent jurisdiction, said decision shall not affect the validity of the remaining provisions.

AND BE IT FURTHER ENACTED AND ORDAINED, as aforesaid, that this Ordinance shall take effect from the date of its passage.

The forgoing Ordinance passed by the Council at the regular meeting of the Mayor and Council of Pocomoke City, held on the ____ day of _____, 2012.

Date Introduced

Date Passed

Attest:

First Vice President

Carol L. Justice, City Clerk

Bruce A. Morrison, Mayor

Approved this ____ day of _____, 2012.